IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

FRIDAY, THE 10TH AUGUST 2007 / 19TH SRAVANA 1929

Bail Appl..No. 4930 of 2007()

CMP.2930/2007 of J.M.F.C.-II, CHENGANNUR
CRIME NO.131/07 OF CHENGANNUR EXCISE RANGE.

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PETITIONER

RAMACHANDRA KURUP, AGED 54,
S/O.GOVINDAPANICKER, KADAPPALLY,
THURUTHIL VEEDU, KODUKULANJI KARODU MURI,
VENMONY VILLAGE, CHENGANNUR TALUK.

BY ADV. SRI.AJITH MURALI

RESPONDENTS:

STATE OF KERALA,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY P.P. SRI.S.U. NAZAR.

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 10/08/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

B.A. NO. 4930 of 2007

Dated this the 10th day of August, 2007

ORDER

Application for regular bail. The petitioner faces allegations under the Kerala Abkari Act. The petitioner was allegedly found to be in possession of 400 ml. of Indian Made Foreign Liquor on 2/8/07. He was arrested and continues in custody from that date. The learned Public Prosecutor submits that the petitioner is not an accused in any other similar crime, though there is an allegation against him under Sec. 15(c) of the Abkari Act.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not seriously oppose the said prayer on condition that the Investigator is granted reasonable further time to complete the investigation and I am satisfied that the petitioner can now be enlarged on bail subject to appropriate terms and conditions.

3. **In the result:**

(a) This application is allowed. The petitioner shall be

released on bail on the following terms and conditions:

(i) The petitioner shall not be released from custody on the strength of this order prior to 16/8/07. The Investigator shall, in the meantime, make every endeavour to complete the investigation.

(ii) The petitioner shall execute a bond for Rs.25,000/- with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

(iii) The petitioner shall make himself available for interrogation before the Investigating Officer as and when directed by the Investigating Officer in writing to do so.

(R. BASANT, JUDGE)

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